HON'BLE SHRI G.S. SINGHVI, THE CHIEF JUSTICE

WRIT PETITION No.14464 OF 1996

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Between:

Sadhu Veera Brahmaiah

……Petitioner

And

District Collector, Cuddapah,
Cuddapah District and
three others.

……Respondents

:: ORDER ::

Counsel for the Petitioner : Sri Y. Ashok Raj

Counsel for Respondent Nos.1 to 3 : Government Pleader for Assignment

Counsel for Respondent No.4 : Sri K. Soma Konda Reddy

Dated: 12-07-2006

In this petition, the petitioner has prayed for restraining the respondents from evicting him from land measuring Acs.4-00 comprised in Survey No.45/1 of Kothakota Village, Cuddapah District.

At the hearing, learned counsel for the petitioner gave out that his client has preferred appeal against the order of eviction passed by the Mandal Revenue Officer which is pending before the Revenue Divisional Officer, Rajampet for last over ten years and submitted that the Court may dispose of the writ petition by directing the Revenue Divisional Officer concerned to decide the appeal within in a specified time frame.

Learned Government Pleader for Assignment says that the appeal preferred by the petitioner against the order of eviction was not disposed of by the officer concerned under a mistaken belief that he is not required to pass any order during the pendency of the writ petition. She further says that the appeal of the petitioner will be decided within a period of one month from today.

In view of the statement made by the learned Government Pleader, I do not consider it necessary to adjudicate on the entitlement or otherwise of the petitioner to continue to occupy the land in question and dispose of the writ petition with the direction that within one month from today, Revenue Divisional Officer, Rajampet shall decide the appeal preferred by the petitioner. The petitioner shall appear before the Revenue Divisional Officer concerned either in person or through his representative on
24-07-2006. The Revenue Divisional Officer is expected to hear the petitioner or his representative and then pass appropriate order in

accordance with law.

G.S. SINGHVI, CJ

12-07-2006

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